

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO

In Re:

THE FINANCIAL OVERSIGHT AND
MANAGEMENT BOARD FOR PUERTO RICO

as a representative of

THE COMMONWEALTH OF PUERTO RICO
et al.

Debtors.¹

PROMESA Title III

No.: 17-BK-3283-LTS
(Jointly Administered)

**This filing relates to the
Commonwealth.**

MOTION TO INFORM EMPRESAS OMAJEDE'S APPEARANCE
AT DECEMBER 14-15, 2022 OMNIBUS HEARING

TO THE HONORABLE UNITED STATES DISTRICT JUDGE LAURA TAYLOR SWAIN:

COMES NOW, EMPRESAS OMAJEDE INC., by and through the undersigned counsel, and, states, alleges and prays.

1. On November 23, 2022, the Honorable Court entered an Order setting forth the procedures for the omnibus hearing scheduled for December 14-15, 2022. (The "221123 Procedures Order") Dkt. 22907

2. The 221123 Procedures Order requires any party that will appear in person at the December Omnibus Hearing to file an informative motion with a Party Appearance Cover Sheet. Dkt. 22907

3. Empresas Omajede's response (Dkt. 22621) to the Debtor's **519th Omnibus Objection** (Dkt. 22254) with respect to Empresas Omajede's First Amended Claim (Claim # 70324) was originally scheduled for the Nov. 2-3, 2022

¹ The Last Four Digits of the Federal Tax ID of the Commonwealth of Puerto Rico (the Debtor in Bankruptcy Case No. 17- BK-3283 (LTS)) is 3481.

omnibus hearing. However, said matter was later adjourned by the Debtor to the Dec. 14-15, 2022 Omnibus Hearing. Dkt. 22755

4. As said matter is currently scheduled for the Dec. 14-15, 2022 Omnibus Hearing, Empresas Omajede intends to appear, solely with respect to said matters and solely in the Omnibus Hearing, unless said matter is further adjourned by the Debtor or the Court grants Empresas Omajede's request that the adjudication of the **519th Omnibus Objection** be stayed with respect to the Empresas Omajede Claim, until the adjudication of adversary proceeding 22-ap-00076-LTS in accordance with Fed. R. Bankr. P. 3007(b).

5. Therefore, in compliance with the requirements of the 221123 Procedures Order, Empresas Omajede files this motion to inform that, with respect to Empresas Omajede's First Amended Claim (Claim # 70324), the Debtor's 519th Omnibus Objection (Dkt. 22254) and its Response at Dkt. 22621, it intends to appear through the undersigned counsel (solely in the Omnibus Hearing); to present as a witness its President, Antonio Betancourt and to present as evidence the documents listed in **Exhibit C**.

6. The required Party Appearance Sheet is attached as **Exhibit A** hereto. Also attached as **Exhibit B** is the Party Witness Cover Sheet and as **Exhibit C** is the Party Exhibit Cover Sheet (as required by the 221123 Procedures Order, the Exhibits have been filed with a separate motion at Dkt 23006).

7. Empresas Omajede, Inc. reserves the right to amend this motion as needed, including as a result of any further adjournment to a later Omnibus Hearing.

WHEREFORE, Empresas Omajede respectfully requests that the Court take notice of Empresas Omajede's intent to appear at the Omnibus Hearing and of the attached exhibits (**Exhibit A**, the Party Appearance Sheet, **Exhibit B**, the Party Witness Cover Sheet, and **Exhibit C**, the Party Exhibit Cover Sheet); deem Empresas Omajede in compliance with the 221123 Procedures Order; allow Empresas Omajede to appear at the December 14-15, 2022 Omnibus Hearing; and grant any other relief that it deems just and proper or that may be granted under Puerto Rico law or in equity.

CERTIFICATION OF SERVICE: IT IS HEREBY CERTIFIED that, on this same date, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send a true and exact copy of this paper to all registered participants, including Ricardo Burgos Vargas and Martin J. Bienenstock, the attorneys for the Financial Oversight and Management Board for Puerto Rico as representative for the Commonwealth of Puerto Rico.

RESPECTFULLY SUBMITTED.

In San Juan, PR, this 7th day of December, 2022.

DML | Diaz Mayoral Law
Attorney for Empresas Omajede Inc.

s/ Monique Diaz Mayoral

USDC-PR No. 225712

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San Juan, PR 00901

(754)755-5508

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EXHIBIT A¹
PARTY APPEARANCE SHEET

Name of Party		Empresas Omajede, Inc.
ATTORNEY 1	Appearance Method	In Person at San Juan Courthouse
	Name	Monique Diaz-Mayoral
	Law Firm	Diaz Mayoral Law LLC
	Email	m@diazmayorallaw.com
	Phone Number	1(754)755-5508
	Dkt. Entry No of NoA	22704
ATTORNEY 2	Appearance Method	None.
	Name	
	Law Firm	N/A
	Email	
	Phone Number	
	Dkt. Entry No of NoA	N/A
ADDITIONAL ATTORNEY OBSERVATION	<p>Complete the below information for each attorney appearing for observation purposes.</p> <p>Name</p> <ul style="list-style-type: none"> • In Person – PR • In Person – NY • CourtSolutions² Listen Only <p>Law Firm</p> <p>Email</p> <p>Phone Number</p>	None.
<p>Attorneys who wish to view but not participate in the hearing may gain admittance to the San Juan Courtroom or New York Courtroom, on a first-come first-served basis. All attorneys who wish to observe in person must be listed on this appearance sheet.</p>		

¹ This Party Appearance Sheet must be attached to a party in interest's Informative Motion as **Exhibit A**.

² Pursuant to the Hearing Procedures Order ¶ 2, attorneys intending to appear by CourtSolutions must also separately register on the CourtSolutions website.

EXHIBIT B³
PARTY WITNESS COVER SHEET

Name of Party			Empresas Omajede, Inc.
Does the Party intend to offer a witness?			Yes
Total Number of Witnesses			1
Witness Name	Expert or Fact Witness	Is interpreter required? (Proponent of witness must provide certified interpreter)*	Scope of Testimony
Antonio Betancourt	Fact Witness (only at Omnibus Hearing)	No	Testimony shall cover the validity of the claim, including invoices and payments received; the Lease Agreement and modifications and their respective registrations; the date the Leased Premises was vacated; the amount owed to Empresas Omajede for the unpaid balance of the Lease Agreement; the POCs filed by Empresas Omajede and its Response to the Debtor's Objections. (2 hours)

³ This Party Witness Cover Sheet must be attached to a party in interest's Informative Motion as **Exhibit BA**.

EXHIBIT C⁴
PARTY EXHIBIT COVER SHEET

Name of Party		Empresas Omajede, Inc.
Does the Party intend to offer evidence?		Yes
Docket Entry No. for Party Exhibit List		23006
Exhibit Identifier ⁵	Docket Entry No. of Exhibit	Is there a pending request to seal this Exhibit?
EO A	23006-01	No
EO B	23006-02	No
EO C	23006-03	No
EO D	23006-04	No
EO E	23006-05	No
EO F	23006-06	No
EO G	23006-07	No
EO H	23006-08	No
EO I	23006-09	No
EO J	23006-10	No
EO K	23006-11, 23006-12, 23006-13, 23006-14, 23006-15	No
Pursuant to Bankruptcy Local Rule 9037-1(a), parties and counsel are solely responsible for redacting the personal identifiers enumerated in Fed. R. Bank. P. 9037(a).		

⁴ This Party Exhibit Cover Sheet must be attached to a party in interest's Informative Motion as **Exhibit C**.

⁵ Each Exhibit should be named in sequential party-identified numbering (e.g., "FOMB Ex. 1" or "UCC Ex. A")